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GATEWAY TITLE COMPANY

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AUDREY McNAMARA NEVIS,) Case No. C 07 2568
Plaintiff,) [PROPOSED] ORDER
v.)
WELLS FARGO BANK, a California)
corporation, EXECUTIVE FINANCIAL)
LENDING, JOHN B. SPEAR, an individual,)
SHAI MOSHE, an individual, GATEWAY)
TITLE COMPANY, QUALITY LOAN)
SERVICES, Trustee and DOES 1-100, inclusive,)
Defendants.)

Defendant GATEWAY TITLE COMPANY, having made its motion to dismiss for failure to state a claim pursuant to Federal Rules of Civil Procedure, Rule 12(b)(6), and this Court having considered the pleadings and papers submitted in support and in opposition to the motion, and both parties having been given the opportunity to argue, and good cause appearing:

IT IS ORDERED THAT the motion is GRANTED. Pursuant to Federal Rules of Civil Procedure, Rule 12(b)(6) Plaintiff's Verified Complaint is dismissed without leave to amend as against Gateway Title Company for failure to state a claim upon which relief may be granted.

Dated: , 2007

HONORABLE MARILYN H. PATEL